

15 RCE

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL FORM (37 C.F.R. § 1.114)

| | | | |
|---------------------------------|---|---------------------------------------|-------------------------|
| DOCKET NO. 1662/61702 | APPLICATION SERIAL NO. 10/717,325 | EXAMINER Patricia L. Morris | ART UNIT 1625 |
|---------------------------------|---|---------------------------------------|-------------------------|

INVENTOR: **LIBERMAN, et al.**

Address to:
Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: *July 11, 2008*

Signature: *Naomi Holliday* *Naomi Holliday*

SIR:

This is a **Request for Continued Examination** under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. **10/717,325**, filed on **November 18, 2003**, entitled **STABLE LANSOPRAZOLE CONTAINING MORE THAN 500 PPM, UP TO ABOUT 3,000 PPM WATER AND MORE THAN 200 PPM, UP TO ABOUT 5,000 PPM ALCOHOL**

The following constitute the submission **required** by 37 C.F.R. § 1.114(a) and is attached:

- ☒ Amendment
- ☒ Information Disclosure Statement and Form PTO-1449
- ☐ Drawing Changes
- ☒ Other Submission: Declaration of Claude Singer under 37 C.F.R. § 1.132

- The filing fee for this RCE and the required amendment is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

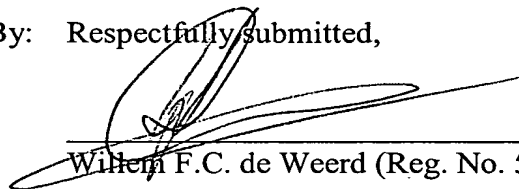
| | CLAIMS REMAINING AFTER AMENDMENT | MINUS | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT NUMBER EXTRA* | RATE (\$) PER CLAIM | FEE (\$) |
|--------------------------------|--|-------|---|---|------------------------|--------------|
| BASIC FEE | | | | | | 810.00 |
| TOTAL CLAIMS | 86 | 20 | 106 | 0 | 50.00 | 0.00 |
| INDEPENDENT CLAIMS | 8 | 3 | 10 | 0 | 210.00 | 0.00 |
| MULTIPLE DEPENDENT CLAIM | | | | | 370.00 | 0.00 |
| | | | | *Number extra must be zero or larger | TOTAL | 810.00 |
| | If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here. | | | | | SMALL ENTITY |
| | | | | | | TOTAL |

07/15/2008 CCHAU1 00000012 110600 10717325
01 FC:1801 810.00 DA
07/15/2008 CCHAU1 00000012 110600 10717325
02 FC:1252 460.00 DA

2. It is believed that no additional filing fees are due in connection with this RCE. The Commissioner is authorized to charge payment of **\$810.00**, the basic filing fee for this RCE, to Deposit Account No. **11-0600**.
3. Applicants respectfully request a **two-month** extension of time in which to respond to the Notice of Appeal filed April 7, 2008, for which a response period expiring on June 7, 2008, was set. With a two-month extension of time, the response period now expires on August 7, 2008. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. §1.136(a) extension fee of **\$460.00** to the deposit account of **Kenyon & Kenyon LLP** deposit account number **11-0600**.
4. The Commissioner is hereby authorized to charge payment of the fees, including any additional fees required, associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon LLP**, deposit account number **11-0600**.
5. A duplicate copy of this transmittal form is enclosed.

Dated: July 11, 2008

By: Respectfully submitted,



Willem F.C. de Weerd (Reg. No. 51,613)

KENYON & KENYON LLP
One Broadway
New York, N.Y. 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)

CUSTOMER NO. 26646



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL FORM (37 C.F.R. § 1.114)

| | | | |
|---------------------------------|---|---------------------------------------|-------------------------|
| DOCKET NO. 1662/61702 | APPLICATION SERIAL NO. 10/717,325 | EXAMINER Patricia L. Morris | ART UNIT 1625 |
|---------------------------------|---|---------------------------------------|-------------------------|

INVENTOR: **LIBERMAN, et al.**

Address to:
Mail Stop: RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: *July 11, 2008*

Signature: *Naomi Holliday* Naomi Holliday

SIR:

This is a **Request for Continued Examination** under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. **10/717,325**, filed on **November 18, 2003**, entitled **STABLE LANSOPRAZOLE CONTAINING MORE THAN 500 PPM, UP TO ABOUT 3,000 PPM WATER AND MORE THAN 200 PPM, UP TO ABOUT 5,000 PPM ALCOHOL**

The following constitute the submission **required** by 37 C.F.R. § 1.114(a) and is attached:

- ☒ Amendment
☒ Information Disclosure Statement and Form PTO-1449
☐ Drawing Changes
☒ Other Submission: Declaration of Claude Singer under 37 C.F.R. § 1.132

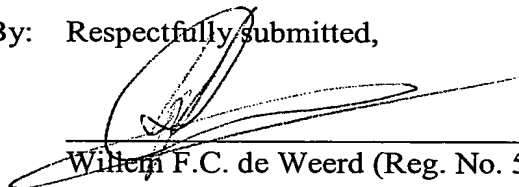
1. The filing fee for this RCE and the required amendment is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

| | CLAIMS REMAINING AFTER AMENDMENT | MINUS | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT NUMBER EXTRA* | RATE (\$) PER CLAIM | FEE (\$) |
|--|--|-------|---|---|------------------------|--------------|
| BASIC FEE | | | | | | 810.00 |
| TOTAL CLAIMS | 86 | 20 | 106 | 0 | 50.00 | 0.00 |
| INDEPENDENT CLAIMS | 8 | 3 | 10 | 0 | 210.00 | 0.00 |
| MULTIPLE DEPENDENT CLAIM | | | | | 370.00 | 0.00 |
| | | | | *Number extra must be zero or larger | TOTAL | 810.00 |
| If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here. | | | | | | SMALL ENTITY |
| | | | | | | TOTAL |

2. It is believed that no additional filing fees are due in connection with this RCE. The Commissioner is authorized to charge payment of **\$810.00**, the basic filing fee for this RCE, to Deposit Account No. **11-0600**.
3. Applicants respectfully request a **two-month** extension of time in which to respond to the Notice of Appeal filed April 7, 2008, for which a response period expiring on June 7, 2008, was set. With a two-month extension of time, the response period now expires on August 7, 2008. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. §1.136(a) extension fee of **\$460.00** to the deposit account of **Kenyon & Kenyon LLP** deposit account number **11-0600**.
4. The Commissioner is hereby authorized to charge payment of the fees, including any additional fees required, associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon LLP**, deposit account number **11-0600**.
5. A duplicate copy of this transmittal form is enclosed.

Dated: July 11, 2008

By: Respectfully submitted,



Willem F.C. de Weerd (Reg. No. 51,613)

KENYON & KENYON LLP
One Broadway
New York, N.Y. 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)

CUSTOMER NO. 26646